

### § 204. Grades, salaries, and transfers of appointees

(a) No person shall be appointed a member of the United States Secret Service Uniformed Division at a grade lower than the grade held by him as a member of the Metropolitan Police force or of the United States Park Police force at the time of his appointment.

(b) A member of the United States Secret Service Uniformed Division shall receive a salary at the rate provided for the corresponding grade in the Metropolitan Police force (including longevity increases provided by section 401 of the District of Columbia Police and Firemen's Salary Act of 1958), and he shall be furnished with uniforms and other necessary equipment similar to the uniforms and equipment furnished the United States Park Police, and he shall be entitled to the same leave allowances as a member of the United States Park Police force.

(c) Any member of the United States Secret Service Uniformed Division appointed thereto from the Metropolitan Police force or the United States Park Police force may be transferred to the organization of which he was a member at the time of such appointment.

(June 25, 1948, ch. 644, 62 Stat. 680; June 20, 1953, ch. 146, title IV, § 402, 67 Stat. 76; Pub. L. 85-584, title V, § 502(a), Aug. 1, 1958, 72 Stat. 485; Pub. L. 91-217, § 1(1), Mar. 19, 1970, 84 Stat. 74; Pub. L. 95-179, Nov. 15, 1977, 91 Stat. 1371.)

#### REFERENCES IN TEXT

Section 401 of the District of Columbia Police and Firemen's Salary Act of 1958, referred to in subsec. (b), is section 401 of Pub. L. 85-584, title IV, Aug. 1, 1958, 72 Stat. 484, which appears in section 4-415 of Title 4, Police and Fire Departments, of the District of Columbia Code.

#### AMENDMENTS

1977—Pub. L. 95-179 substituted "United States Secret Service Uniformed Division" for "Executive Protective Service" wherever appearing.

1970—Pub. L. 91-217 substituted "Executive Protective Service" for "White House Police force" wherever appearing in subssecs. (a), (b), and (c).

1958—Subsec. (b). Pub. L. 85-584 substituted "section 401 of the District of Columbia Police and Firemen's Salary Act of 1958" for "section 102 of the District of Columbia Police and Firemen's Salary Act of 1953".

1953—Subsec. (b). Act June 20, 1953, inserted references to longevity pay.

#### EFFECTIVE DATE OF 1953 AMENDMENT

Section 407 of act June 20, 1953, provided that: "This Act [amending this section] shall take effect on July 1, 1953."

#### SECRET SERVICE UNIFORMED DIVISION COMPENSATION

Pub. L. 105-61, title I, § 118, Oct. 10, 1997, 111 Stat. 1285, provided that:

"(a) NEW RATES OF BASIC PAY.—[Amended Pub. L. 85-584, title V, § 501, Aug. 1, 1958, 72 Stat. 485, D.C. Code, § 4-416.]

"(b) CONVERSION TO NEW SALARY SCHEDULE.—

"(1)(A) Effective on the first day of the first pay period beginning after the date of enactment of this section [Oct. 10, 1997], the Secretary of the Treasury shall fix the rates of basic pay for members of the United States Secret Service Uniformed Division in accordance with this paragraph.

"(B) Subject to subparagraph (C), each officer and member receiving basic compensation, immediately

prior to the effective date of this section, at one of the scheduled rates in the salary schedule in section 101 of the District of Columbia Police and Firemen's Salary Act of 1958 [D.C. Code, § 4-406], as adjusted by law and as in effect prior to the effective date of this section, shall be placed in and receive basic compensation at the corresponding scheduled service step of the salary schedule under subsection (a)(4).

"(C)(i) The Assistant Chief and the Chief of the United States Secret Service Uniformed Division shall be placed in and receive basic compensation in salary class 10 and salary class 11, respectively, in the appropriate service step in the new salary class in accordance with section 304 of the District of Columbia Police and Firemen's Salary Act of 1958 (District of Columbia Code, section 4-413).

"(ii) Each member whose position is to be converted to the salary schedule under section 501(c) of the District of Columbia Police and Firemen's Salary Act of 1958 (District of Columbia Code, section 4-416(c)) as amended by this section, in accordance with subsection (a) of this section, and who, prior to the effective date of this section has earned, but has not been credited with, an increase in his or her rate of pay shall be afforded that increase before such member is placed in the corresponding service step in the salary schedule under section 501(c).

"(2) Except in the cases of the Assistant Chief and the Chief of the United States Secret Service Uniformed Division, the conversion of positions and individuals to appropriate classes of the salary schedule under section 501(c) of the District of Columbia Police and Firemen's Salary Act of 1958 (District of Columbia Code, section 4-416(c)) as amended by this section, and the initial adjustments of rates of basic pay of those positions and individuals, in accordance with paragraph (1) of this subsection, shall not be considered to be transfers or promotions within the meaning of section 304 of the District of Columbia Police and Firemen's Salary Act of 1958 (District of Columbia Code, section 4-413).

"(3) Each member whose position is converted to the salary schedule under section 501(c) of the District of Columbia Police and Firemen's Salary Act of 1958 (District of Columbia Code, section 4-416(c)) as amended by this section, in accordance with subsection (a) of this section, shall be granted credit for purposes of such member's first service step adjustment under the salary schedule in such section 501(c) for all satisfactory service performed by the member since the member's last increase in basic pay prior to the adjustment under that section.

"(c) LIMITATION ON PAY PERIOD EARNINGS.—[Amended act Aug. 15, 1950, ch. 715, 64 Stat. 477, D.C. Code, § 4-1104.]

"(d) SAVINGS PROVISION.—On the effective date of this section, any existing special salary rates authorized for members of the United States Secret Service Uniformed Division under section 5305 of title 5, United States Code (or any previous similar provision of law) and any special rates of pay or special pay adjustments under section 403, 404, or 405 of the Federal Law Enforcement Pay Reform Act of 1990 [Pub. L. 101-509, § 529 [title IV, §§ 403-405], 5 U.S.C. 5305 note] applicable to members of the United States Secret Service Uniformed Division shall be rendered inapplicable.

"(e) CONFORMING AMENDMENT.—[Amended Pub. L. 101-509, § 529 [title IV, § 405], set out as a note under section 5305 of Title 5, Government Organization and Employees.]

"(f) EFFECTIVE DATE.—The provisions of this section shall become effective on the first day of the first pay period beginning after the date of enactment of this Act [Oct. 10, 1997]."

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 209 of this title.

**[§ 205. Repealed. Pub. L. 91-217, § 1(7), Mar. 19, 1970, 84 Stat. 75]**

Section, act June 25, 1948, ch. 644, 62 Stat. 680, provided for appointment of members of White House Police force in accordance with civil service laws. See section 203(b) of this title.

**§ 206. Privileges of civil-service appointees**

Members of the United States Secret Service Uniformed Division not appointed from the Metropolitan Police force or the United States Park Police force shall be entitled to the same privileges as to salary, grade, uniforms, equipment, transfer, leave, relief funds, retirement, and refunds as members appointed from the Metropolitan Police force and the United States Park Police force.

(June 25, 1948, ch. 644, 62 Stat. 681; Pub. L. 91-217, § 1(8), Mar. 19, 1970, 84 Stat. 75; Pub. L. 95-179, Nov. 15, 1977, 91 Stat. 1371.)

AMENDMENTS

1977—Pub. L. 95-179 substituted “United States Secret Service Uniformed Division” for “Executive Protective Service”.

1970—Pub. L. 91-217 substituted “Members of the Executive Protective Service not appointed from the Metropolitan Police force or the United States Park Police force” for “Members appointed pursuant to section 205 of this title”.

**§ 207. Participation in police and firemen’s relief fund**

(a) For the purposes of retirement under section 12 of the Act entitled “An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June 30, 1917, and for other purposes,”<sup>1</sup> approved September 1, 1916, as amended, service with the United States Park Police force shall be deemed service with the United States Secret Service Uniformed Division.

(b) Any member of the Metropolitan Police force appointed to the United States Secret Service Uniformed Division shall continue to be subject to the provisions of section 12 of such Act, and appointment of such member to the United States Secret Service Uniformed Division or transfer of such member to his former organization shall not affect any right, privilege, or duty of such member under the provisions of such section of such Act.

(June 25, 1948, ch. 644, 62 Stat. 681; Pub. L. 91-217, § 1(1), Mar. 19, 1970, 84 Stat. 74; Pub. L. 95-179, Nov. 15, 1977, 91 Stat. 1371.)

REFERENCES IN TEXT

Section 12 of the Act entitled “An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June 30, 1917, and for other purposes,” approved September 1, 1916, as amended, referred to in text, is act Sept. 1, 1916, ch. 433, § 12, 39 Stat. 718, as amended, which appears in sections 4-607, 4-609, 4-610, 4-612, 4-613, 4-615, 4-616, 4-618 to 4-620, 4-622, 4-626, 4-627, 4-629, and 4-630, of Title 4, Police and Fire Departments, of the District of Columbia Code.

<sup>1</sup>So in original. Probably should be followed by close quotation.

AMENDMENTS

1977—Pub. L. 95-179 substituted “United States Secret Service Uniformed Division” for “Executive Protective Service” wherever appearing.

1970—Pub. L. 91-217 substituted “Executive Protective Service” for “White House Police force” wherever appearing.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 209 of this title.

**§ 208. Reimbursement of State and local governments**

(a) In carrying out the functions pursuant to sections 202(8) and 202(10), the Secretary of Treasury may utilize, with their consent, on a reimbursable basis, the services, personnel, equipment, and facilities of State and local governments, and is authorized to reimburse such State and local governments for the utilization of such services, personnel, equipment, and facilities. The Secretary of Treasury may carry out the functions pursuant to sections 202(8) and 202(10) by contract. The authority of this subsection may be transferred by the President to the Secretary of State. In carrying out any duty under sections 202(8) and 202(10), the Secretary of State is authorized to utilize any authority available to the Secretary under title II of the State Department Basic Authorities Act of 1956.

(b) There is authorized to be appropriated, in addition to such sums as have been heretofore appropriated under this section—

(1) \$10,000,000 for each fiscal year beginning after September 30, 1991, for the payment of reimbursement obligations entered into under subsection (a) without regard to the fiscal year such obligations were entered into, including obligations entered into before such date; and

(2) \$8,000,000 for the payment of reimbursement obligations entered into under subsection (a) before October 1, 1991, except that not more than \$4,000,000 of this amount shall be obligated or expended during fiscal year 1992.

Amounts appropriated under this subsection shall remain available until expended.

(Added Pub. L. 94-196, § 1(d)(1), Dec. 31, 1975, 89 Stat. 1109; amended Pub. L. 97-418, § 1(b), Jan. 4, 1983, 96 Stat. 2089; Pub. L. 99-93, title I, § 126(c), Aug. 16, 1985, 99 Stat. 418; Pub. L. 99-399, title IV, § 410, Aug. 27, 1986, 100 Stat. 866; Pub. L. 102-138, title I, § 135(a)(1), (2), (c), Oct. 28, 1991, 105 Stat. 666, 667.)

REFERENCES IN TEXT

Title II of the State Department Basic Authorities Act of 1956, referred to in subsec. (a), is title II of act Aug. 1, 1956, ch. 841, as added Aug. 24, 1982, Pub. L. 97-241, title II, § 202(b), 96 Stat. 283, known as the Foreign Missions Act, which is classified principally to chapter 53 (§ 4301 et seq.) of Title 22, Foreign Relations and Intercourse. For complete classification of title II to the Code, see Short Title note set out under section 4301 of Title 22 and Tables.

PRIOR PROVISIONS

A prior section 208 was renumbered 209 by Pub. L. 94-196.